

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

GERALD STEVENS,  
Plaintiff,

-against-

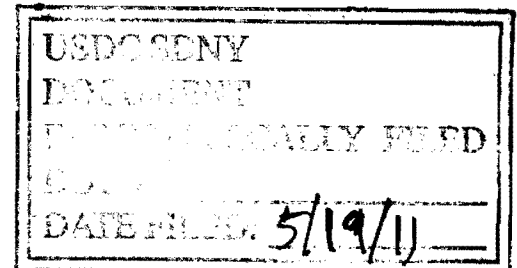
OFFICER K. HANNA, Badge No. 0525.et.al..

Defendant.

*The complaint states a  
legally sufficient claim  
against def't Hanna and  
Giordano. Since the motion  
to amend is denied.*

5-19-11  
PROPOSED  
MOTION FOR LEAVE TO  
FILE AN AMENDED COMPLAINT

10-Civ-03939  
(AKH)



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Plaintiff Gerald Stevens, pursuant to Rule 15(a)  
of the Federal Rules of Civil Procedure, requests leave to file an  
amended complaint to conform to the evidence.

1. Plaintiff in his original civil action complaint submitted vague and ambiguous pleadings which were confusing since pages 1-5 requires reconstruction.
2. This Court should grant leave freely to amend a complaint. See. Foman v. Davis, 371 U.S. 178, 182 (1962); Ellis v. Chao, 336 F.3d 114, 127 (2d Cir. 2003); Fed. R. Civ. P. 15(a)(2); Ashcroft v. Iqbal, 556 U.S. , 129 S. Ct. 1937, 1949 (2009)
3. Because the plaintiff's complaint is premised on legal conclusions and vague, conclusory allegations, this court should permit him to file an amended complaint within 10 days.

Respectfully submitted:

*Mr. Gerald Stevens 06A0760*

GERALD STEVENS, pro se

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Coxsackie Corr. Fac.